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Attorney for Defendant

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2009 APR 24 PM 3:29

RICHARD W. WIEKING  
CLERK  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

FILED

APR 24 2009

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MIGUEL NAVA-MONTOYA,

Defendant.

No. ~~CA 09-70174 RS~~

Stipulation of Counsel  
and  
Order of Court

STIPULATION OF COUNSEL

Counsel for the United States Government, Laura M. Durity, Esq., and counsel for defendant, Esau Ruiz Herrera, Esq., hereby stipulate and agree that there exists good cause for this Court to reset the status hearing date in this matter, from April 27, 2009, to June, 2009, at 1:30 pm.

Counsel for defendant shall be engaged in a felony jury trial commencing on April 27, 8:30am, in Monterey County, for approximately three weeks. Counsel for defendant stipulates and agrees that time up to and including June 1, 2009 shall be excluded from consideration in connection with the Speedy Trial Act.

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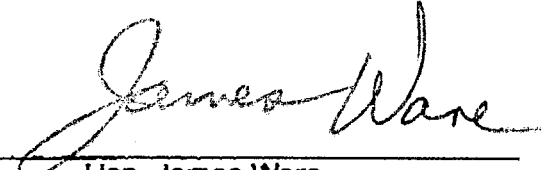
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1 **ORDER OF COURT**

2 **GOOD CAUSE APPEARING THEREFORE**, and upon the stipulation of  
3 counsel for the government and for defendant, **It is Hereby Ordered** that the date set for  
4 further status hearing shall be continued from April 27, 2009, and reset to June  
5 1, 2009, at 1:30 pm. All other conditions of the Court's prior orders shall remain  
6 in effect.

7  
8 April 24, 2009

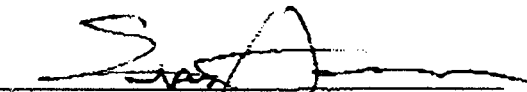
  
Hon. James Ware

9  
10  
11 Approved as to form. It is so stipulated.

12 April 24, 2009

  
Laura M. Durity, Esq.  
Assistant United States Attorney

13  
14  
15  
16 April 24, 2009

  
Esau Ruiz Herrera  
Attorney for Anemio Armas Garcia  
Miguel Nava-Montoya